

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE SALE AND DETARIFFING OF EMBEDDED)	ADMINISTRATIVE CASE
CUSTOMER PREMISES EQUIPMENT)	NO. 269
		PHASE 4

O R D E R

Lexington-Fayette Urban County Government ("LFUCG"), an intervenor in this case, filed a motion with this Commission for leave for Attorney Virginia W. Gregg to represent the LFUCG in the above matter without the physical presence of co-counsel. LFUCG states in its motion that since Virginia W. Gregg has recently been granted a limited certificate of admission to practice law in Kentucky pursuant to SCR 2.111, the Commission's prior Order, Administrative Case No. 249,¹ is not applicable to Virginia W. Gregg. The Commission, after review of the record and being otherwise sufficiently advised, finds that:

1. Virginia W. Gregg has been granted a limited certificate of admission to practice law in Kentucky pursuant to SCR 2.111, but has not yet been admitted under SCR 2.100 or SCR 2.110.

2. The Commission's Administrative Order No. 249, dated June 15, 1981, states: "The Commission hereby orders that any attorney who is nonlicensed to practice in the state of Kentucky and who seeks to represent a client or employer before this Commission, must engage a member of the Kentucky Bar Association

¹ Administrative Case No. 249, Practice Before the Commission by Attorneys Non-Licensed in the Commonwealth of Kentucky.

as co-counsel. Said co-counsel must appear with the nonresident attorney in any proceeding before this Commission."

3. SCR 2.111 grants limited certificates of admission to practice law in this Commonwealth with certain restrictions and limitations. Specifically, SCR 2.111(4)(b) states in part: "Such attorney shall not appear as Attorney of Record for his employer, . . . in any case or matter pending before the courts of this Commonwealth, without first engaging a member of the association admitted under SCR 2.100 or SCR 2.110, as co-counsel, whose presence shall be necessary, when required by the courts at all trials or other times specified by the court."

4. A person with limited certificate of admission to practice law pursuant to SCR 2.111 must engage a member of the Kentucky Bar Association as co-counsel and as attorney of record. Said co-counsel must appear with the attorney of limited certificate of admission to practice law in any proceeding before this Commission.

THEREFORE, IT IS HEREBY ORDERED that LFUCG's motion for leave for attorney Virginia W. Gregg to represent and appear in the above matter without the physical presence of co-counsel is denied.

Done at Frankfort, Kentucky, this 4th day of April, 1989.

ATTEST:

Executive Director

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner